



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
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MAY 08 2018

via electronic correspondence:

Joseph E. Innamorati
Senior Director, Legal Department
Philips Electronics North America Corporation

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Heather O'Cleirigh
Senior Manager
Advanced Micro Devices

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Shantal Der Boghosian
Project Manager, Environmental Remediation
Northrup Grumman Corporation

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Re: Request for Meeting
Triple Site Superfund Site – Sunnyvale, CA

Dear Mr. Innamorati and Ms. O'Cleirigh and Der Boghosian:

EPA requests your participation in a meeting to discuss the Triple Site Superfund Site. The purpose of the meeting is for all responsible parties at the Triple Site to discuss the current site status and projected future work at the Triple Site, including the Advanced Micro Devices, Inc. 901/902 Thompson Place Site; the TRW Microwave Site; the Signetics Site; and the Offsite Operable Unit (Offsite OU). We would also like to discuss the need for a future remedy change and a new enforcement instrument at the Offsite OU, since the 2015 Administrative Settlement Agreement and Order on Consent (ASAOC) expired on June 30, 2016, and additional work is needed. Enclosed with this letter is a proposed meeting agenda.

EPA proposes to enter into a new ASAOC with the responsible parties at the Offsite OU based on EPA's national ASAOC model, available at https://cfpub.epa.gov/compliance/models/view.cfm?model_ID=754. During the meeting, EPA will provide an overview of the scope of the vapor intrusion (VI) investigation and mitigation work remaining at the Offsite OU.

EPA would also like to discuss resolving the outstanding past costs that were not covered in the 2015 ASAOC. Specifically, EPA would like to resolve the costs it incurred from August 7, 2014, the date that the San Francisco Regional Water Quality Control Board transferred lead agency oversight responsibilities for the Triple Site to EPA, to March 3, 2015, the day before the effective date of the now terminated ASAOC, and from July 1, 2016, the day following the expiration date of the now terminated ASAOC, to March 31, 2018. EPA is working on reconciled cost summaries for the costs associated with these time periods and expects to share them with you at the meeting. If you would like to see the documentation supporting these cost summaries,

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which include confidential business information, please have your counsel contact Rebekah Reynolds, in the Office of Regional Counsel, in advance of the meeting to enter into a confidentiality agreement.

Until a settlement is reached, EPA will not be conducting any further oversight of vapor intrusion (VI) activities in the Offsite OU and has requested that Philips cease VI removal assessment and mitigation activities in the Offsite OU. If a timely settlement cannot be reached, EPA may take other appropriate action under its statutory authorities at the Offsite OU.

We request that you bring decision-makers to the meeting or be prepared to reach them to facilitate decision-making during the meeting. EPA suggests May 15, 2018 or May 16, 2018 for the meeting based on the availability of Philips and EPA. However, if additional time is needed, please suggest some alternate dates and times that would work with your schedule.

Please contact EPA's Project Manager, Melanie Morash, at (415) 972-3050, or via e-mail to morash.melanie@epa.gov, with your availability, or have your counsel contact Rebekah Reynolds at (415) 972-3916, or via e-mail to reynolds.rebekah@epa.gov.

Thank you in advance for your cooperation.

Sincerely,



Caleb Shaffer, Chief
California Sites Section I
Superfund Division

Enclosure

Meeting Agenda – Triple Site

cc (via email):

Rebekah Reynolds, Assistant Regional Counsel

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Melanie Morash, Project Manager

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Proposed Agenda – Triple Site Meeting – May 2018

Attendees

EPA – technical staff, management, counsel

AMD, Northrop Grumman, Philips – company representatives, consultants, counsel

Agenda

- Introductions
- Site overviews and updates on current and upcoming work
 - AMD 901-902 OU (AMD) - 15 min
 - TRW Microwave OU (Northrop) - 15 min
 - Philips (formerly Signetics) OU (Philips) - 15 min
- EPA's Perspective Regarding the Future of the Site (EPA)
 - Source area contributions
 - VI sampling and mitigation work at the OOU
 - Path towards completing majority of residential VI in one year
- Break
- Enforcement Discussion (EPA)
 - Future Remedy Change
 - Need for new enforcement instrument and SOW at the OOU before work continues
 - RD/RA Consent Decree to implement the remedy
 - Need to Address Response Costs (EPA)
 - EPA oversight costs prior to March 4, 2015
 - EPA oversight costs subsequent to June 30, 2016
- Response to EPA's proposed ASAO OOU (Philips, AMD, Northrop)
- Next Steps